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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR    | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|-------------------------|---------------------|------------------|
| 09/687,828      | 10/12/2000  | James Paschal McCloskey | 122820-178794       | 9910             |

25943 7590 03/01/2011  
Schwabe Williamson & Wyatt  
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PORTLAND, OR 97204

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| EXAMINER |
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RODRIGUEZ, JOSEPH C

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| ART UNIT | PAPER NUMBER |
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3653

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| MAIL DATE | DELIVERY MODE |
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03/01/2011

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 09687828                        | 10/12/00    | MCCLOSKEY, JAMES PASCHAL                          | 122820-178794       |

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**EXAMINER**

JOSEPH C. RODRIGUEZ

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3653

20110227-A

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The amendment filed 11/22/10 proposes amendments to the claims that do not comply with 37 CFR 1.173(b), which sets forth the manner of making amendments in reissue applications (i.e., claim amendments are with respect to the patent, not the previous amendment). A supplemental paper correctly amending the reissue application is required.

Applicant is notified that any subsequent amendment to the specification and/or claims must comply with 37 CFR 1.173(b). In addition, when any substantive amendment is filed in the reissue application, which amendment otherwise places the reissue application in condition for allowance, a supplemental oath/declaration will be required. See MPEP § 1414.01.

A shortened statutory period for reply to this letter is set to expire ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this letter.

**Conclusion**

Any references not explicitly discussed above but made of record are considered relevant to the prosecution of the instant application. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph C Rodriguez whose telephone number is 571-272-3692 (M-F, 9 am – 6 pm, EST). The Supervisory Examiner is Stefanos Karmis, 571-272-6744. The Official fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

The examiner's UNOFFICIAL Personal fax number is 571-273-3692.

Further, information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system.

Status information for published applications may be obtained from either Private PMR or Public PAIR. Status information for unpublished applications is available through Private PMR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>

Should you have questions on access to the Private PMR system, contact the Electronic Business Center (EBC) at 866-217-9197 (Toll Free).

/Joseph C Rodriguez/

Primary Examiner, Art Unit 3653

Jcr

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February 27, 2011

